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LAW OFFICES
FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.
1300 I Street, N.W.
Washington, DC 20005-3315

FAX RECEIVEDTelephone
(202) 408-4000**FEB 01 2002**Facsimile
(202) 408-4400**GROUP 1600****FACSIMILE TRANSMITTAL****TO:**

Name: Group Art Unit 1627
Attn: Examiner M. Garcia

FROM:

Name: Jeanne Tanner, Esq.

Firm: PTO

Phone No.: 202-408-6058

Fax No.: 703-308-4242

Fax # Verified by:

Phone No.: 703-308-0065

Pages (incl. this): 4

Subject: Serial No. 09/530,907
METHOD FOR THE RAPID
SCREENING OF ANALYTES

Date: January 31, 2002

Filed: June 30, 2000

Confirmation Copy to Follow: No

Message:

RESUBMISSION
OF
COMMUNICATION REGARDING NOTICE TO COMPLY

As you have requested, we are faxing:

- (1) a copy of the Communication Regarding Notice to Comply, dated October 4, 2001, and
(2) a copy of the stamped postcard acknowledging receipt by the PTO of this Communication
on October 4, 2001.

Please associate this Communication with Application Serial No. 09/530,907.


Jeanne Tanner
Reg. No. 45,156

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FEB 01 2002

GROUP 1600**PLEASE STAMP TO ACKNOWLEDGE RECEIPT OF THE FOLLOWING:**

In Re Application of: Rudi Wilfried Jan Pauwels et al.

Serial No.: 09/530,907

Group Art Unit: 1627

Filed: June 30, 2000

Examiner: M. E. Garcia, Ph.D.

For: METHOD FOR THE RAPID SCREENING OF ANALYTES

-
1. Communication Regarding Notice To Comply; and
 2. Copy of Notice To Comply With Requirements For Patent Applications Containing Nucleotide Sequence And/Or Amino Acid Sequence Disclosures

Dated October 4, 2001

Docket No.: 07619.0006

JMT/V. Simmons - Mail Drop 852

(Due Date: October 20, 2001)



OK

PATENT
Customer Number 22,852
Attorney Docket No. 07619.0006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Rudi Wilfried Jan Pauwels et al.) Group Art Unit: 1627
Serial No.: 09/530,907) Examiner: M. E. Garcia, PhD #9
Filed: June 30, 2000)
For: METHOD FOR THE RAPID)
SCREENING OF ANALYTES)
2-9-02

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

COMMUNICATION REGARDING NOTICE TO COMPLY

The U.S. Patent and Trademark Office issued a Notice to Comply, dated September 20, 2001, stating that the application contained sequence disclosures and failed to comply with the requirements of 37 CFR 1.821(a)(1) and (a)(2). Applicants representative and Examiner Garcia, in a telephone conversation on October 4, 2001, confirmed that the application does not contain any sequence disclosures and that the Notice to Comply was issued in error.

In view of these circumstances, the undersigned attorney respectfully requests that the Notice to Comply be withdrawn.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

LAW OFFICES
FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N.W.
WASHINGTON, DC 20005
202-408-4000

Dated: October 4, 2001

By:


Jeanne M. Tanner
Reg. No. 45,156

Application No.: 09/530,907

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to these regulations, published at 1114 OG 29, May 15, 1990 and at 55 FR 18230, May 1, 1990.
2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked-up "Raw Sequence Listing."
5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
6. The paper copy of the "Sequence Listing" is not the same as the computer readable from of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
7. Other: _____

Applicant Must Provide:

- An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".
- An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.
- A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216

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